

Amendment No. 2 to HB1066

Lynn
Signature of Sponsor

AMEND Senate Bill No. 206*

House Bill No. 1066

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 57-2-102, is amended by deleting the section in its entirety.

SECTION 2. Tennessee Code Annotated, Section 57-4-102, is amended by adding the following new subdivision:

() "Performing arts limited service theater" means a facility:

(A) That offers performing arts as entertainment, other than karaoke, in the form of theater, spoken word, comedy, improvisation, poetry, dance, magic, acoustical music, or any other performing art as determined by rule of the commission;

(B) That offers a menu of prepared food to its patrons;

(C) That offers at least two (2) performances per week;

(D) That has seating for not more than one hundred fifty (150) patrons;

and

(E) Where the gross revenue from the sale of prepared food is fifty percent (50%) or less than the gross revenue from the sale of alcoholic beverages; provided, however, that gross revenue of more than fifty percent (50%) from the sale of prepared food does not prevent a facility from receiving a license under this subdivision or subject the facility to a fine from the commission for having gross revenue of more than fifty percent (50%) from the sale of prepared food. For purposes of determining the gross revenue from the sale of prepared food, chips, popcorn, pretzels, peanuts, and similar snack items must

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not be included in the calculation of gross revenue from the sale of prepared food sold;

SECTION 3. Tennessee Code Annotated, Section 57-4-101(a), is amended by adding the following new subdivision:

(22) Performing arts limited service theater, as defined in § 57-4-102.

SECTION 4. Tennessee Code Annotated, Section 57-4-201(b)(1), is amended by deleting the language "theater," and substituting instead "theater, performing arts limited service theater,".

SECTION 5. Tennessee Code Annotated, Section 57-4-203(d), is amended by adding the following new subdivision:

(7) A performing arts limited service theater licensed under § 57-4-102() shall not sell or give away alcoholic beverages, malt beverages, or wine between the hours of one o'clock a.m. (1:00 a.m.) and two o'clock p.m. (2:00 p.m.) during any day of the week.

SECTION 6. Tennessee Code Annotated, Section 57-4-301(b)(1), is amended by adding the following new subdivision:

(X) Performing arts limited service theater \$2,000

SECTION 7. Section 1 of this act shall take effect upon becoming a law, the public welfare requiring it. Sections 2-6 of this act shall take effect upon becoming law for purposes of promulgating rules and carrying out any administrative duties necessary to effectuate the provisions and intent of Sections 2-6, the public welfare requiring it, and shall take effect on August 1, 2019, for all other purposes, the public welfare requiring it.